REMARKS

By this Amendment, Applicants cancel claims 1-8 and 12, without prejudice or disclaimer of the subject matter thereof, and amend claims 9-11 and 13 to more appropriately define the present invention.

In the Office Action ("OA"), the Examiner rejected claims 1-14 under 35 U.S.C. § 112, second paragraph; rejected claims 1-4 and 9-12 under 35 U.S.C. § 102(e) as anticipated by Oguma, U.S. Patent No. 6,516,205 B1; rejected claims 5 and 8 under 35 U.S.C. § 103(a) as unpatentable over Oguma; and indicated that claims 6, 7, 13, and 14 would be allowable if rewritten to overcome the rejection under 35 U.S.C. § 112, second paragraph.. Applicants address these issues as set forth below.

I. Rejection of claims 1-14 under 35 U.S.C. § 112, second paragraph

The Examiner rejected claims 1-14 under section 112, second paragraph, for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. The Examiner alleged that claims 1-14 lack essential structural cooperative relationships between elements. Further, the Examiner pointed out a typographical error in claim 9.

Applicants cancel claims 1-8 and 12, without prejudice or disclaimer of the subject matter thereof. Thus, the rejection of these claims is rendered moot.

Moreover, Applicants amend independent claim 9 to more appropriately define the invention and correct the typographical error pointed out by the Examiner. Applicants submit that claims 9-11, 13, and 14 now sufficiently describe the relationship between elements. Accordingly, Applicants request that the Examiner withdraw the rejection of claims 9-11, 13, and 14 under section 112, second paragraph.

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II. Rejection of claims 1-4 and 9-12 under 35 U.S.C. § 102(e)

The Examiner rejected claims 1-4 and 9-12 under 35 U.S.C. § 102(e) as anticipated by Oguma. Applicants cancel claims 1-4 and 12 without prejudice or disclaimer of the subject matter thereof. Accordingly, the rejection of claims 1-4 and 12 under section 102(e) is rendered moot.

With regard to the rejection of claims 9-11, 13, and 14, Applicants respectfully submit that Oguma fails to anticipate these claims because Oguma does not teach all the elements of these claims.

In order to properly anticipate Applicants' claimed invention under 35 U.S.C. § 102(e), each and every element of the claim in issue must be found, either expressly described or under principles of inherency, in a single prior art reference. Furthermore, "[t]he identical invention must be shown in as complete detail as is contained in the ... claim." M.P.E.P. § 2131, ed. 8, rev. 1 (Feb. 2003) (quoting *Richardson v. Suzuki Motor Co.*, 868 F.2d 1126, 1236 (Fed. Cir. 1989)). Finally, "[t]he elements must be arranged as required by the claim." M.P.E.P. § 2131 at p. 2100-70.

Claim 9 is directed to a mobile communications terminal comprising a combination of elements including, *inter alia*, "interface selection means for selecting [a] first USB interface when it is determined by [a] first determination means that [an] external device comprises [a] second USB interface having [a] USB host function, and for selecting [a] serial data interface when it is determined by the first determination means that the external device does not comprise the second USB interface having the USB host function; and switching means for connecting the pins of the system connector with the first USB interface when the first USB interface is selected by the interface selection means, and for connecting the pins of the system connector with

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another serial data interface when the serial data interface is selected by the interface selection means ."

Oguma is directed to a portable terminal 5 that serves as a bus manager for an external USB device 6 or, when connected to a host computer, serves as a pass through. Oguma, Abstract. Oguma discloses that portable terminal 5 includes a voltage detection circuit 64, a level detecting circuit 61, a power supply switching circuit 65, a bus manager circuit 62, a hub unit 63, and a slave function circuit 66. Oguma, Fig. 3. Portable terminal 5 can be connected to external device 6 via lines 31 and 32 and can be connected to a host PC 1 via lines 11 and 22. Oguma, Figs. 1 and 2. If portable terminal 5 is not connected to a host PC 1 or if host PC 1 is idle, portable terminal 5 fails to detect signals from host PC 1, and portable terminal 5 serves as bus manager for external device 6 using bus manager circuit 62. Oguma, col. 4, l. 65 to col. 5, l. 44. If portable terminal 5 detects a signal from hose PC 1, portable terminal 5 does not serve a bus manager, and bus manager circuit 62 merely passes the signals from external device 6 to host PC 1. Oguma, col. 5, l. 45 to col. 6, l. 6.

Thus, Oguma discloses that external devices, i.e., a host PC, connected to lines 11 and 12 of portable terminal 5 are limited to those having a USB host function. Furthermore, Oguma discloses that external devices, i.e., external device 6, connected to lines 31 and 32 are limited to those having a USB slave function. Thus, portable terminal 5 of Oguma selects an interface based on a determination of whether a USB device with a host function is present and switches the interface connected to either lines 11 and 12 or lines 31 and 32 based on the selection.

Hence, Oguma fails to teach, expressly or inherently, at least "interface selection means for selecting [a] first USB interface when it is determined by [a] first determination means that [an] external device comprises [a] second USB interface having [a] USB host function, and for

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selecting [a]serial data interface when it is determined by the first determination means that the external device does not comprise the second USB interface having the USB host function; and switching means for connecting the pins of the system connector with the first USB interface when the first USB interface is selected by the interface selection means, and for connecting the pins of the system connector with another serial data interface when the serial data interface is selected by the interface selection means," as recited in claim 9. Accordingly, Oguma fails to anticipate claim 9. For at least this reason, claim 9 is allowable.

Claims 10, 11, 13, and 14 are allowable at least due to their dependence from allowable claim 9.

III. Rejection of claims 5 and 8 under 35 U.S.C. § 103(a)

The Examiner rejected claims 5 and 8 under section 103(a) as unpatentable over Oguma. Applicants cancel claims 5 and 8, without prejudice or disclaimer of the subject matter thereof. Accordingly, the rejection of claims 5 and 8 under section 103(a) is rendered moot.

IV. Allowable Subject Matter

The Examiner indicated that claims 6, 7, 13, and 14 would be allowable if rewritten in independent form including all the elements of the base claim and any intervening claims. Applicants thank the Examiner for indicting allowable subject matter. However, Applicants cancel claims 6 and 7, without prejudice or disclaimer of the subject matter thereof. Moreover, Applicants submit that claims 13 and 14 are allowable as currently written for the reasons mentioned above. (*See* Remarks, section II.)

V. Conclusion

In view of the foregoing, Applicants respectfully request the reconsideration and reexamination of this application and the timely allowance of the pending claims.

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Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

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